

UNITED STATES DISTRICT COURT  
FOR THE  
DISTRICT OF NEW HAMPSHIRE

*Atlas Material Testing Technology, LLC,* )  
*et al.,* )  
*Plaintiffs,* )  
 )  
*v.* )  
 )  
*XPO Logistics Freight, Inc.,* )  
*et al.,* )  
*Defendants.* )

Civil Action No.: 18-CV-00531-PB

**STIPULATION OF  
DISMISSAL PURSUANT  
TO FEDERAL RULE OF  
CIVIL PROCEDURE 41**

---

COME NOW the Plaintiffs and XPO Logistics Freight, Inc., and for their Stipulation of Dismissal Pursuant to Rule of Civil Procedure 41, state as follows:

1. The Parties file this Stipulation pursuant to Federal Rule of Civil Procedure 41 (a)(1)(A)(ii).
2. The Parties agree that the Plaintiffs' Complaint may be dismissed with prejudice, each party bearing its own fees and costs.

WHEREFORE the Parties respectfully request that this Honorable Court:

- A. GRANT this Stipulation of Dismissal; and
- B. Grant all further relief that this Honorable Court deems just and proper.

Dated: May 29, 2019

Respectfully submitted,  
Atlas Material Testing Technologies, LLC  
and National Union Fire Insurance Co.,  
Pittsburgh,  
By, The Law Offices of  
Martin & Hipple, PLLC

/s/Stephen T. Martin  
Stephen T. Martin, Esq.  
22 Bridge Street; Suite 3  
Concord, NH 03301  
603-856-0202 (Ext. 1)  
[smartin@nhlegalservices.com](mailto:smartin@nhlegalservices.com)  
NH Bar#: 19567

Dated: May 29, 2019

XPO Logistics Freight, Inc.,  
By, Getman, Schulthess, Steere & Poulin,  
P.A.

/s/Clara E. Lyons  
Clara E. Lyons, Esq.  
1838 Elm Street  
Manchester, NH 03104  
603-634-4300  
[clyons@gssp-lawyers.com](mailto:clyons@gssp-lawyers.com)  
NH Bar#: 20054

**CERTIFICATE OF SERVICE**

COMES NOW Attorney Stephen T. Martin, Counsel for the Plaintiff, and hereby certifies that I have caused a copy of the foregoing to be served upon all counsel of record using this Court's CM/ECF system.

Dated: May 29, 2019

/s/Stephen T. Martin  
Stephen T. Martin, Esq.